

4/3/19

4:12 p.m.

Chapter No. 929  
19/HR43/R2194  
LC ICST

## ***HOUSE BILL NO. 1714***

Originated in House



Clerk

HOUSE BILL NO. 1714

AN ACT TO AMEND CHAPTER 907, LOCAL AND PRIVATE LAWS OF 1990, AS LAST AMENDED BY CHAPTER 927, LOCAL AND PRIVATE LAWS OF 2009, TO INCREASE THE MAXIMUM AMOUNT OF THE ADDITIONAL ANNUAL PAYMENTS MADE TO RETIRED MEMBERS AND BENEFICIARIES OF THE HATTIESBURG POLICE AND FIRE DISABILITY AND RELIEF FUND FROM THIRTY PERCENT TO THIRTY-TWO PERCENT OF THE ANNUAL RETIREMENT OR DISABILITY ALLOWANCE; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

**SECTION 1.** Chapter 907, Local and Private Laws of 1990, as amended by Chapter 833, Local and Private Laws of 1991, as amended by Chapter 833, Local and Private Laws of 1992, as amended by Chapter 1012, Local and Private Laws of 1994, as amended by Chapter 1022, Local and Private Laws of 1999, as amended by Chapter 952, Local and Private Laws of 2003, as amended by Chapter 927, Local and Private Laws of 2009, is amended as follows:

Section 1. (1) Subject to the provisions of subsection (2) of this section, the governing authorities of the City of Hattiesburg, Mississippi, in their discretion, are hereby authorized to establish the payment of one (1) additional payment each year from monies accumulated in the Hattiesburg Police and

Fire Disability and Relief Fund to all retired members of such disability and relief fund or beneficiaries thereof who on December 1 of each year are receiving a retirement or disability allowance under any provision of Section 21-29-101 et seq., Mississippi Code of 1972. The amount of such payment shall be two and one-half percent (2-1/2%) of the annual retirement or disability allowance for each full fiscal year after June 30, 1990, that the retired member or beneficiary has actually drawn retirement or disability payments from the date of retirement. Such additional payments shall not exceed \* \* \* thirty-two percent (32%) of the annual retirement or disability allowance.

(2) Payment of the additional payments authorized under subsection (1) of this section shall not be established unless the Hattiesburg Police and Fire Disability and Relief Fund is actuarially sound, as shown by the most recent actuarial study required by Section 21-29-119, Mississippi Code of 1972, and the fund will remain actuarially sound if the additional payments authorized under subsection (1) of this section are made, as shown by a certified statement from the actuarial firm that prepared the most recent actuarial study.


(3) After the governing authorities of the City of Hattiesburg have adopted a resolution to establish the additional payments authorized under subsection (1) of this section and the advisory board provided for in Section 21-29-105, Mississippi Code of 1972, has adopted a resolution supporting the establishment of

the additional payments, and after the Board of Trustees of the Public Employees' Retirement System has received these resolutions and received the most recent actuarial study of the disability and relief fund and the certified statement from the actuarial firm that the fund will remain actuarially sound if the additional payments are made, then the board of trustees shall make the payments directly to the persons authorized and entitled to receive the payments.

(4) Persons eligible to receive the payments authorized under this section shall receive such payments in one (1) additional payment, except that such person may elect by an irrevocable agreement on a form prescribed by the Board of Trustees of the Public Employees' Retirement System to receive such payments in not less than equal monthly installments not to exceed six (6) months during the remaining months of the current fiscal year. In the event of death of a person or a beneficiary thereof receiving monthly benefits, any remaining amounts shall be paid in a lump sum to the designated beneficiary.

**SECTION 2.** This act shall take effect and be in force from  
and after its passage.

PASSED BY THE HOUSE OF REPRESENTATIVES  
March 20, 2019

  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE  
March 26, 2019

  
PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR

  
GOVERNOR

4/3/19

4:17pm